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IAP4 Rec'd PCT/PTO 05 DEC 2005
3751

Customer Number

24024

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Terrence Kolenc et al.)

Examiner: not yet assigned)

Serial No.: 10/551,480)

Art Unit: 3751)

Filed: September 29, 2005)

Confirmation No.: 4310)

Attorney Docket No.: 22188/07058)

For: **DIAPHRAGM VALVE SEAT**)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A&B forms and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

FOREIGN LANGUAGE DOCUMENTS

- ☐ In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents, together with an English-language version of that portion of the Communication indicating the degree of relevance found by the foreign patent office.
- ☐ In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant submits the following explanations:

-
- ☐ Complete English translations of foreign language documents are being submitted herewith, and therefore no concise explanation for such documents is required.

CERTIFICATION AND FEE PAYMENT INFORMATION

- ☒ The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination under 37 C.F.R. § 1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required. If this is not the case, the patent office is hereby authorized to charge any related fee to **Deposit Account No. 030172, order number 22188/07058.**
- ☐ The present Information Disclosure Statement is being filed thirty days or fewer from a Communication from a foreign patent office and Applicant submits the following Statement Under 37 C.F.R. § 1.704(d). Each item of information contained in the Information Disclosure Statement was cited in a Communication from a foreign patent office in a counterpart application and this Communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☐ The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant submits the following Statement under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required. If this is not the case, the patent office is hereby authorized to charge any related fee to **Deposit Account No. 030172.**
- ☐ Each item of information contained in this information disclosure statement was cited in a Communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a Communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this statement.
- ☐ The present Information Disclosure Statement is being filed (without a Statement under 37 C.F.R. § 1.97(e)) after the later of three months from the application's filing date and

the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier). Accordingly, Applicant submits the fee required under 37 C.F.R. § 1.17(p). The fee is being paid in the following manner:

- ☐ A check is attached in the amount of \$_____ as required under 37 § 1.17(p).
- ☐ The patent office is hereby authorized to charge the amount of \$_____ and any related fee to **Deposit Account No. 030172**.

- ☐ The present Information Disclosure Statement is being filed after the mailing of a final Office Action, Notice of Allowance or an action that otherwise closes prosecution in the application, but on or before the payment of the issue fee. Accordingly, Applicant submits the following Statement under 37 C.F.R. § 1.97(e) along with the fee required under 37 C.F.R. § 1.17(p).

- ☐ Each item of information contained in this information disclosure statement was cited in a Communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a Communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

AND, the fee is being paid in the following manner:

- ☐ A check is attached in the amount of \$_____ as required under 37 § 1.17(p).
- ☐ The patent office is hereby authorized to charge the amount of \$_____ and any related fee to **Deposit Account No. 030172**.

Respectfully submitted,

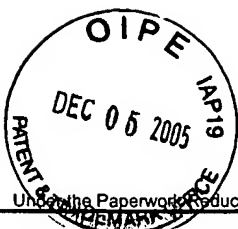
Date: 12/1/05

By: 

Kenneth J. Smith, Reg. No. 45,115

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(216) 622-8674



PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1

of 4

Complete if Known

Application Number	10/551,480
Filing Date	September 29, 2005
First Named Inventor	Terrence Kolenc et al.
Art Unit	3751
Examiner Name	not yet assigned
Attorney Docket Number	22188/07058

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 1,069,067	07/29/13	Huxford	
		US- 1,118,649	11/24/14	Halter	
		US- 2,236,253	03/25/41	Testori	
		US- 2,856,148	10/14/58	Heathcote et al.	
		US- 4,377,892	03/29/83	Gonzalez	
		US- 4,687,017	08/18/87	Danko et al.	
		US- 4,754,950	07/05/88	Tada et al.	
		US- 4,828,219	05/09/89	Ohmi et al.	
		US- 4,867,201	09/19/89	Carten	
		US- 4,953,826	09/04/90	Ohmi et al.	
		US- 5,108,069	04/28/92	Tada et al.	
		US- 5,112,027	05/12/92	Hanyu et al.	
		US- 5,131,627	07/21/92	Kolenc	
		US- 5,186,434	02/16/93	Nishimura et al.	
		US- 5,201,492	04/13/93	Beauvir	
		US- 5,215,286	06/01/93	Kolenc	
		US- Re34,303	07/06/93	Ohmi et al.	
		US- 5,253,671	10/19/93	Kolenc	
		US- 5,295,660	03/22/94	Honma	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		DE 1900352 ↓	09/11/69	Waldenmaier		
		EP 512674 ↓	11/11/92	Masako Kiyohara		
		EP 756117 ↓	01/29/97	Fujikin Incorporated		
		EP 780611 ↓	06/25/97	Applied Materials		
		EP 932781 ↓	08/04/99	Parker-Hannifin		
		GB 199,672 ↓	06/28/23	Blakeborough		

Examiner
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE
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Sheet 2

of 4

Complete if Known

Application Number	10/551,480
Filing Date	September 29, 2005
First Named Inventor	Terrence Kolenc et al.
Art Unit	3751
Examiner Name	not yet assigned
Attorney Docket Number	22188/07058

U. S. PATENT DOCUMENTS					
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		Number-Kind Code ² (if known)			
		US- 5,295,662	03/22/94	Yamaji et al.	
		US- 5,326,078	07/05/94	Kimura	
		US- 5,327,937	07/12/94	Kato et al.	
		US- 5,335,691	08/09/94	Kolenc	
		US- 5,413,311	05/09/95	Arstein et al.	
		US- 5,485,984	01/23/96	Itoi et al.	
		US- 5,524,865	06/11/96	Uchisawa et al.	
		US- 5,551,477	09/03/96	Kanno et al.	
		US- 5,653,419	08/05/97	Uchisawa et al.	
		US- 5,730,423	03/24/98	Wu et al.	
		US- 5,755,428	05/26/98	Ollivier	
		US- 5,820,105	10/13/98	Yamaji et al.	
		US- 5,829,472	11/03/98	Greenwood et al.	
		US- 5,851,004	12/22/98	Wu et al.	
		US- 5,897,099	04/27/99	Fujimoto et al.	
		US- 5,906,353	03/25/99	Someya et al.	
		US- 5,967,492	10/19/99	Navratil et al.	
		US- 6,092,550	07/25/00	Gotch et al.	
		US- 6,093,303	07/25/00	Williams et al.	

FOREIGN PATENT DOCUMENTS						
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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		GB 367,098 ✓ 05/94	02/18/32	Friedrich Axt		
		JP 3079875 ✓	04/04/91	Benkan Corp.		

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SignatureDate
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Sheet **3**of **4****Complete if Known**

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		Number-Kind Code ² (if known)			
		US- 6,138,712	10/31/00	Hirose	
		US- 6,164,624	12/26/00	Watanabe et al.	
		US- 6,165,597	12/26/00	Williams et al.	
		US- 6,189,861	02/20/01	Gotch et al.	
		US- 6,340,148	01/22/02	Sung	
		US- 6,341,758	01/29/02	Shih et al.	
		US- 6,357,339	03/19/02	Ejiri	
		US- 6,397,628	06/04/02	Watanabe et al.	
		US- 6,461,448	10/08/02	Williams et al.	
		US- 6,508,453	01/21/03	Mamyo	
		US- 6,547,888	04/15/03	Williams et al.	
		US- 2002/0092999	07/18/02	Longo et al.	
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FOREIGN PATENT DOCUMENTS

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

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Attorney Docket Number	22188/07058

Sheet 4

of 4

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		International Search Report from PCT/US2004/011302.	

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